



State of California • Arnold Schwarzenegger, Governor  
State and Consumer Services Agency

**DEPARTMENT OF GENERAL SERVICES**  
Procurement Division

*Tim Patton*

*mailed  
4/26/06*

*cc's distributed*

April 26, 2006

Eric Cook  
General Counsel  
Sigarms, Inc.  
18 Industrial Drive  
Exeter, NH 03833-4558

Dear Mr. Cook,

Thank you for your letters to the California Department of General Services (DGS).

The procurement of the Smith & Wesson 4006TSW for the California Highway Patrol (CHP) is being conducted in full accordance with all applicable California State codes and procedures. The CHP has determined that this weapon has unique performance factors that warrant limiting this purchase. In accordance with policies and procedures, CHP submitted a sole brand justification to limit the purchase to a specific brand and model. This justification was reviewed and approved by DGS-Procurement Division. The letter from CHP Commissioner Mike Brown to Sigarms President and CEO Ron Cohen (enclosed) explains the reasoning behind this decision.

This purchase does not require a Non-Competitive Bid (NCB) justification. In addition to the manufacturer, four potential suppliers were identified as being capable of bidding this project prior to releasing Invitation for Bid number 55268. Therefore, it is established this purchase can be conducted competitively.

Should you have further questions, please contact the buyer, Tim Patton of DGS-Procurement Division at (916) 375-4412.

Sincerely,

*Rita Hamilton*

Rita Hamilton  
Deputy Director  
Department of General Services  
Procurement Division

cc: Governor Arnold Schwarzenegger, State Capitol Building, Sacramento, CA 95814  
Michael Brown, Commissioner, California Highway Patrol, 2555 First Avenue,  
Sacramento, CA 95818

April 26, 2006

Senator Michael Machado, Chair, California State Senate Budget and Fiscal  
Review, Subcommittee #4, State Capitol Room 5019, Sacramento, CA 95814

Ron Joseph, Director, Department of General Services

Judy Heringer, Manager, Procurement Division, Department of General Services

Marnell Voss, Manager, DGS-Procurement Division

Bob French, Manager, Procurement Division, Department of General Services

✓ Tim Patton, Buyer, Procurement Division, Department of General Services

Document: GSLMR48-979439

Command: \_\_\_\_\_ Column: 1 Line: 1

.....1.....2.....3.....4.....5.....6.....7...

TIM 2/17/06 (RF).

TO ENGINEERING FOR SPEC REVIEW. 2/17/06 (TJP)

BID 55222 CANCELLED. WILL RE-ISSUE A BID AFTER THE SOLE BRAND

JUSTIFICATION IS APPROVED BY BOB, MARNELL AND BEN. 3/17/06 (TJP)

RECEIVED SAM 3555 BACK WITH APPROVAL FROM DIRECTOR. 3/29/06 (TJP)

ON HOLD. AWAITING AGENCY REVIEW OF BID. 4/18/06 (TJP)

TO DAVE AVERA FOR REJECTION OF LOW BIDDER 4/27/06 (TJP)

PO 61027 TO JANA FOR REVIEW 5/10/06 (TJP)

Enter-PF1---PF2---PF3---PF4---PF5---PF6---PF7---PF8---PF9---PF10--PF11--PF  
help retrn find bkwrđ frwrđ left right ma